ART FEE(S) TRANSMITTAL

Complete and send this form, together with applicable fee(s), to: Mail

Mail Stop ISSUE FEE Commissioner for Patents P.O. Box 1450 Alexandria, Virginia 22313-1450 (703) 746-4000

have its own certificate of mailing or transmission.

INSTRUCTIONS: This form should be used for transmitting the ISSUE and PUBLICATION FEE (if required). Blocks 1 through 5 should be completed where appropriate. All further correspondence including the Patent homographers and notification of maintenance fees will be mailed to the current correspondence address as indicated unless corrected below or directed otherwise in Block 1, by (a) specifying a new correspondence address; and/or (b) indicating a separate "FEE ADDRESS" for maintenance fee notifications.

or Fax

CURRENT CORRESPONDENCE ADDRESS (Note: Use Block 1 for any change of address)

7590

04/11/2005

STERNE KESSLER GOLDSTEIN & FOX 1100 NEW YORK AVE NW SUITE 600 WASHINGTON, DC 200053934

07/13/2005 MBEYENE2 00000075 09275883

01 FC:1504 02 FC:2501

03 FC+8001

300.00 DP 700.00 OP

30_00 NP **FILING DATE**

FIRST NAMED INVENTOR

WOLFGANG A. RENNER

CONFIRMATION NO.

(Signature)

(Date)

(Depositor's name)

09/275,883

APPLICATION NO.

03/25/1999

1700.0020001

ATTORNEY DOCKET NO.

Note: A certificate of mailing can only be used for domestic mailings of the Fee(s) Transmittal. This certificate cannot be used for any other accompanying papers. Each additional paper, such as an assignment or formal drawing, must

Certificate of Mailing or Transmission I hereby certify that this Fee(s) Transmittal is being deposited with the United

States Postal Service with sufficient postage for first class mail in an envelope addressed to the Mail Stop ISSUE FEE address above, or being facsimile transmitted to the USPTO (703) 746-4000, on the date indicated below.

1349

TITLE OF INVENTION: INDUCIBLE ALPHAVIRAL GENE EXPRESSION SYSTEM

APPLN. TYPE	SMALL ENTITY	ISSUE FEE		PUBLICATION FEE	TOTAL FEE(S) DUI	E DATE DUE
nonprovisional	NO YES	\$7400	700.00	\$300	\$1700	07/11/2005
EXAMINER		ART UNIT		CLASS-SUBCLASS]	
SCHNIZER, RICHARD A		1635		435-069100	•	
CFR 1.363). Change of correspond Address form PTO/SB/1 "Fee Address" indicate PTO/SB/47; Rev 03-02 Number is required. ASSIGNEE NAME AND	tion (or "Fee Address" Indica or more recent) attached. Use O RESIDENCE DATA TO B	Correspondence Ition form of a Customer E PRINTED ON TR	(1) the nar or agents ((2) the nar registered 2 registered listed, no re	4 71 /	a member a es of up to no name is 3	ERNE, KESSLER, OSTEIN & FOX P.L.L the document has been filed for
(A) NAME OF ASSIGN CYTOS BIOTI	ECHNOLOGY AG	, ,		E: (CITY and STATE OR COU		
Please check the appropriate	e assignee category or catego	ries (will not be prin	ited on the p	atent): 🔲 Individual 🛣 Co	orporation or other priva	ate group entity Government
Ia. The following fee(s) are Issue Fee Publication Fee (No s Advance Order - # or	small entity discount permitte	d) (Payment	in the amount of the fee(s) is en- by credit card. Form PTO-2038	is attached.	s), or credit any overpayment, to extra copy of this form).
	(from status indicated above MALL ENTITY status. See)	_	ant is no longer claiming SMAI		•
The Director of the USPTO NOTE: The Issue Fee and Penterest as shown by the reco	is requested to apply the Issu ublication Fee (if required) words of the United States Pate	e Fee and Publication ill not be accepted a nt and Trademark C	on Fee (if an from anyone office.	y) or to re-apply any previously other than the applicant; a regi	y paid issue fee to the a stered attorney or agent	pplication identified above. t; or the assignee or other party in
Authorized Signature	Frank R. Cath	20-		Date <u>JU</u>	L. 11, 2005	
Typed or printed name	FRANK R. COTTIN	ZHAM		Registration	No. 50,437	
his collection of informatic	on is required by 37 CFR 1 31	1 The information	is required t			e (and by the LISPTO to process)

an application. Confidentiality is governed by 37 CFR 1.311. The information is required to obtain or retain a benefit by the public which is to file (and by the USPTO to process) an application. Confidentiality is governed by 35 U.S.C. 122 and 37 CFR 1.14. This collection is estimated to take 12 minutes to complete, including gathering, preparing, and submitting the completed application form to the USPTO. Time will vary depending upon the individual case. Any comments on the amount of time you require to complete this form and/or suggestions for reducing this burden, should be sent to the Chief Information Officer, U.S. Patent and Trademark Office, U.S. Department of Commerce, P.O. Box 1450, Alexandria, Virginia 22313-1450. DO NOT SEND FEES OR COMPLETED FORMS TO THIS ADDRESS. SEND TO: Commissioner for Patents, P.O. Box 1450, Alexandria, Virginia 22313-1450.

Under the Paperwork Reduction Act of 1995, no persons are required to respond to a collection of information unless it displays a valid OMB control number.



Robert Greene Sterne Edward J. Kessler Jorge A. Goldstein David K.S. Comwell Robert W. Esmond Tracy-Gene G. Durkin Michele A. Cimbala Michael B. Ray Robert E. Sokohl Eric K. Steffe Michael Q. Lee Steven R. Ludwig John M. Covert Linda E. Alcom Robert C. Millonig Donald J. Featherstone Timothy J. Shea, Jr. Michael V. Messinger Judith U. Kim

Patrick E. Garrett Jeffrey T. Helvey Heidi L. Kraus Eldora L. Ellison Thomas C. Fiala Albert L. Ferro* Donald R. Banowit Peter A. Jackman Teresa U. Medler Jeffrey S. Weaver Kendrick P. Patterson Vincent L. Capuano Brian J. Del Buono Virgil Lee Beaston Theodore A. Wood Elizabeth J. Haanes Joseph S. Ostroff Frank R. Cottingham Christine M. Lhulier

George S. Bardmesser Daniel A. Klein Jason D. Eisenberg Michael D. Specht Andrea J. Kamage Tracy L. Muller Jon E. Wright LuAnne M. DeSantis Ann E. Summerfield Aric W. Ledford Helene C. Carlson Cynthia M. Bouchez Timothy A. Doyle Gaby L. Longsworth Lori A. Gordon Nicole D. Dretar Ted J. Ebersole Laura A. Vogel

Rae Lynn P. Guest

Michael J. Mancuso Bryan S. Wade Aaron L. Schwartz Michael G. Penn* Shannon A. Carroll* Wesley W. Jones* Matthew E. Kelley Nicole R. Kramer

Registered Patent Agents • Karen R. Markowicz Nancy J. Leith Matthew J. Dowd Katrina Yujian Pei Quach Bryan L. Skelton Robert A. Schwartzman Teresa A. Colella Jeffrey S. Lundgren Victoria S.Rutherford

Michelle K. Holoubek Simon J. Elliott Julie A. Heider Mita Mukherjee Scott M. Woodhouse Christopher J. Walsh Liliana Di Nola-Baron Peter A. Socarras Jeffrey Mills

Of Counsel Kenneth C. Bass III Evan R. Smith Marvin C. Guthrie

*Admitted only in Maryland * Admitted only in Virginia Practice Limited to Federal Agencies

July 11, 2005

(202) 772-8615 **INTERNET ADDRESS:** FRANKC@SKGF.COM

Mail Stop Issue Fee

WRITER'S DIRECT NUMBER:

Commissioner for Patents PO Box 1450 Alexandria, VA 22313-1450

Re:

Allowed U.S. Utility Patent Application

Appl. No. 09/275,883; Filed: March 25, 1999

Inducible Alphaviral Gene Expression System

Inventors:

Renner et al.

Our Ref:

1700.0020001/JAG/FRC

Sir:

In response to the Notice of Allowance and Issue Fee Due dated April 11, 2005, the following documents are forwarded for appropriate action by the U.S. Patent and Trademark Office:

- Issue Fee Transmittal (Form PTOL-85B); 1.
- 2. Credit Card Payment Form (PTO-2038) for \$1,030.00 to cover the following fees:

\$700.00 - Issue Fee; \$30.00 - Advance copies of patent; \$300.00 - Publication Fee; and

3. Return postcard.

It is respectfully requested that the attached postcard be stamped with the date of filing of these documents, and that it be returned to our courier.

The U.S. Patent and Trademark Office is hereby authorized to charge any fee deficiency, or credit any overpayment, to our Deposit Account No. 19-0036. If extensions of time under 37 C.F.R. § 1.136 other than those otherwise provided for herewith are required to prevent abandonment of the present patent application, then such extensions of time are hereby

Sterne, Kessler, Goldstein & Fox PLLC.: 1100 New York Avenue, NW: Washington, DC 20005: 202.371.2600 f 202.371.2540: www.skgf.com

Commissioner for Patents July 11, 2005 Page 2

petitioned, and any fees therefor are hereby authorized to be charged to our Deposit Account No. 19-0036.

Respectfully submitted,

STERNE, KESSLER, GOLDSTEIN & FOX P.L.L.C.

Frank R. Cottingham

Attorney for Applicants

Registration No. 50,437

FRC/pcd Enclosures

419154v1

Sterne, Kessler, Goldstein & Fox PLLC.: 1100 New York Avenue, NW: Washington, DC 20005: 202.371.2600 f202.371.2540: www.skgf.com